IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORIGINAL SIDE CIVIL JURISDICTION

CHAMBER SUMMONS NO.1423/2004 IN SUIT NO.2823/2001

Duraiya Mansur Petiwala and anr.
...Plaintiffs.
Vs.
Yusuf H. Petiwala and ors.
...Defendants.

Mr. B.P. Colabawala i/by Medhekar & Co. for the Plaintiffs.

Ms. Naidu Mehta i/by Nitya Sunil and Co.for Defendant Nos. 3 and 4.

Rajeev Narula u/by Jhangiani Narula and Associates for Defendant No.3(a).

Mr. F. Dubhash u/by Maneksh ansd Sethia for Defendant Nos. 6,9 and 10.

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CORAM : S.U. KAMDAR,J.
DATED : 27TH APRIL,2005.

P.C.:

1. The learned counsel appearing for the defendants makes a statement that they will make payment of the premium in advance in respect of the L.I.C. policies which are furnished by them to the Prothonotary and Sr. Master towards the security in pursuance of the order dated 6.8.2004 passed in Notice of Motion No.1880/2002 in Suit No.2823/2001. The defendants makes a statement that they will make

such payment in advance so as to bring the surrender value of the L.I.C. policies to the tune of Rs.47,50,000/- and such payment will be made within a period of eight weeks from today and they shall also obtain letter from the L.I.C. in respect of the aforesaid premium amount and its surrender value. The learned counsel for the plaintiffs accepts the said statement. In view of the above statement, order passed by the Prothonotary and Sr. Master is modified accordingly. Chamber summons is accordingly disposed of. No order as to costs.

(S.U. KAMDAR, J.)